IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application. No.: Not Yet Assigned Confirmation No. Not Yet Assigned

Applicant : Josef LINSKA, et al.

Filed : 01/10/06

TC/A.U. : Not Yet Assigned Examiner : Not Yet Assigned

Docket No. : 011235.57149US

Customer No. : 23911

INFORMATION DISCLOSURE STATEMENT UNDER 37 CFR §§ 1.97 and 1.98

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

In accordance with the duty of disclosure under 37 C.F.R. § 1.56, the attached Form PTO-1449 lists documents which the Examiner may deem relevant to patentability of the claims of the above-identified application.

I. Time Period of Submission

This Information Disclosure Statement is submitted:

1)	no later than three months from the application's filing date
or 2) before the n	nailing date of the first Office Action on the merits (whichever is
later) or 3) before	e a first Office Action after the filing of a Request for Continued
Examination, an	d therefore no statement under 37 C.F.R. § 1.97(e) or fee under
37 C.F.R.§ 1.17(p) is required.
date and the ma Final Office Acti	after the later of three months from the application's filing iling date of the first Office Action on the merits, but before a on, a Notice of Allowance, or an action closing prosecution (<i>Ex</i> (whichever is earlier), and therefore Applicant is filing ewith:
	a Statement under 37 C.F.R. § 1.97(e); or
	a fee in the amount of \$180.00 under 37 C.F.R. § 1.17(p).
3)	after either a Final Office Action or a Notice of Allowance, but of the Issue Fee, and therefore Applicant is submitting herewith:

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a Statement under 37 C.F.R. § 1.97(e); and

a fee in the amount of \$180.00 under 37 C.F.R. § 1.17(p).

II. Statement Under 37 C.F.R. § 1.97(e)
☐ I hereby state that each item of information contained in this Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement; or
I hereby state that no item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to my knowledge after making a reasonable inquiry, no item of information contained in this Information Disclosure Statement was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing of this Information Disclosure Statement.
III. Submission of Non-English Language Documents
The following is a concise explanation of relevance of the non- English language documents listed in the attached Form PTO-1449:
The relevance of to the subject matter of the present invention is provided in the specification of the above-identified application.
A copy of a PCT Search Report for the corresponding German priority application, together with an English-language version(s) (if not already in English) of that portion of the report indicating the degree of relevance found by the foreign office is submitted.
English language family member publication(s) of document(s) is/are noted on Form PTO-1449.
English language abstracts are submitted for the foreign language documents.
English translation(s) of the foreign language document(s) is/are submitted herewith.
Applicant submits the following explanations:

MP15 Rec'd PCT/PTO 10 JAN 2006

IV. <u>Continuations/Divisionals/PCT National Stage Applications</u>
Documents were previously submitted in an Information Disclosure Statement filed on == in parent application Serial No from which this application claims a benefit.
dom which this application claims a benefit.
Copies of document(s) listed on the attached form PTO-1449 have already been provided by the International Searching Authority, therefore duplicate copies are not attached hereto.
The submission of the listed documents is not intended as an admission that any such document constitutes prior art against the claims of the present application. Applicant does not waive any right to take any action that would be appropriate to antedate or otherwise remove any listed document as a competent reference against the claims of the present application.
If necessary, this paper should be considered as an authorization to charge Deposit Account 05-1323, Attorney Docket No.: 011235.57206US, for the fee se forth in 37 C.F.R. § 1.17(p).
Respectfully submitted,
CROWELL & MORING LLP
Dated: January 10, 2006 By: Robert L. Grabarek, Jr. Reg. No. 40,625 Tel.: (949) 263-8400 (Pacific Coast)
Attachments
Intellectual Property Group P.O. Box 14300 Washington, D.C. 20044-4300

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PTO/SB/08a (08-03)

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Substitute for form 1449A/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT (use as many sheets as necessary)				Complete if Known			
				Application Number	Not Yet Assigned 10444		
			URE	Filing Date	01/10/06		
			ANT	First Named Inventor	Josef LINSKA, et al.		
				Art Unit	Not Yet Assigned		
)	Examiner Name	Not Yet Assigned		
Sheet	4	of	5	Attorney Docket Number	011235.57149US		

U.S. PATENT DOCUMENTS					
Examiner	Cite	Document Number	Publication Date	Name of Patentee or	Pages, Columns, Lines, Where
Initials'	No. ¹	Number-Kind Code ² (if known)	MM-DD-YYYY	Applicant of Cited Document	Relevant Passages or Relevant Figures Appear
		US4,528,215	07-09-1985	Baldi, et al.	
		US 2002/0094445 A1	07-18-2002	Sangeeta, et al.	
		US-			
-		บร-			
		US-			
		US-			
		US-			

Initials'	No.1	EP 1 079 002 A1	7777 02-28-2001	Applicant of Cited Document D. Sangeeta, et al.	Appear	
Examiner	Cite		Publication Date MM-DD-	Name of Patentee or	s or Relevant Figures	}
		Country Code ³ –Number ⁴ –Kind Code ⁵ (if known)			Where Relevant Passage	
		Foreign Patent Document			Pages, Columns, Lines,	T⁵

Examiner	Date	
Signature	 Considered	

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. 1 Applicant's unique citation designation number (optional). 2 See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. 3 Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). 4 For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. 5 Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. 6 Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.